

JOURNAL OF THE HOUSE

NINETIETH SESSION

THIRTY-NINTH DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Monday, March 30, 2015

The House convened at 10:00 a.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, Pastor Dan Bader, followed by the Pledge of Allegiance led by House pages Kevin Boring, Shale Kramme, and Mariah Kessler.

Roll Call: All members present except Reps. Bordeaux, Conzet, Killer, Mickelson, Rasmussen, and Schoenbeck who were excused.

APPROVAL OF THE JOURNAL

MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that the Chief Clerk of the House has had under consideration the House Journal of the thirty-eighth day.

All errors, typographical or otherwise, are duly marked in the temporary journal for correction.

And we hereby move the adoption of the report.

Respectfully submitted,
Dean Wink, Chair

Which motion prevailed.

1 **COMMUNICATIONS AND PETITIONS**

2 March 20, 2015

3 Mr. Speaker and Members of the House of Representatives:

4 I have the honor to inform you that on March 19, 2015, I approved House Bills 1110, 1140,
5 1147, 1190, 1191, 1192, 1208, 1225, and 1228, and the same have been deposited in the office
6 of the Secretary of State.

7 Respectfully submitted,
8 Dennis Daugaard
9 Governor

10 **REPORTS OF JOINT-SELECT COMMITTEES**

11 MR. SPEAKER:

12 Your Joint-Select Committee appointed to wait upon his Excellency, the Governor, to
13 inform him that the Legislature has completed its labors and is ready to adjourn sine die and to
14 ascertain if he has any further communications to make to the Legislature, respectfully reports
15 that it has performed the duty assigned to it and has been informed by his Excellency, the
16 Governor, that he will not appear for the closing of the Ninetieth Legislative Session.

17 Respectfully submitted,
18 Dean Wink
19 Brian Gosch
20 Spencer Hawley
21 House Committee

Respectfully submitted,
Corey Brown
Tim Rave
Billie Sutton
Senate Committee

22 Also MR. SPEAKER:

23 Your Joint-Select Committee appointed to consider the matter of adjournment sine die of
24 the Ninetieth Legislative Session respectfully reports that the Senate and House of
25 Representatives adjourn sine die at the hour of 11:54 a.m., March 30, 2015.

26 Respectfully submitted,
27 Dean Wink
28 Brian Gosch
29 Spencer Hawley
30 House Committee

Respectfully submitted,
Ernie Otten
Deb Sohlt
Billie Sutton
Senate Committee

1 **CONSIDERATION OF REPORTS OF JOINT-SELECT COMMITTEES**

2 Rep. Gosch moved that the report of the Joint-Select Committee relative to informing the
3 Governor that the Legislature has completed its labors and is ready to ascertain if he has any
4 further communications to make to the Legislature be adopted.

5 Which motion prevailed.

6 Rep. Gosch moved that the report of the Joint-Select Committee relative to fixing the time
7 to adjourn sine die be adopted.

8 Which motion prevailed.

9 Rep. Gosch moved that the House do now recess until 11:00 a.m., which motion prevailed
10 and at 10:15 a.m., the House recessed.

11 **RECESS**

12 The House reconvened at 11:00 a.m., the Speaker presiding.

13 **MESSAGES FROM THE SENATE**

14 MR. SPEAKER:

15 I have the honor to inform your honorable body that the Senate has adopted the report of
16 the Joint-Select Committee for the purpose of informing his Excellency, the Governor, that the
17 Legislature has completed its labors, is ready to adjourn sine die, and to ascertain if he has any
18 further communications to make to the Legislature.

19 Also MR. SPEAKER:

20 I have the honor to inform your honorable body that the Senate has adopted the report of
21 the Joint-Select Committee for the purpose of fixing the time of adjournment sine die for the
22 Ninetieth Legislative Session.

1 Also MR. SPEAKER:

2 I have the honor to inform your honorable body that the Senate has sustained the veto of
3 the Governor on SB 100.

4 Also MR. SPEAKER:

5 I have the honor to inform your honorable body that the Senate has sustained the veto of
6 the Governor on SB 159.

7 Also MR. SPEAKER:

8 I have the honor to inform your honorable body that the Senate has passed SB 136 over the
9 veto of the Governor. The veto message of the Governor is found on page 738 of the Senate
10 Journal.

11 We hereby request your favorable consideration in passing SB 136, the veto of the
12 Governor notwithstanding.

13 Respectfully,
14 Kay Johnson, Secretary

15 **CONSIDERATION OF EXECUTIVE VETOES AND RECOMMENDATIONS**

16 The House proceeded to the reconsideration of SB 136 pursuant to the veto of the
17 Governor and the veto message found on page 738 of the Senate Journal as provided in
18 Article IV, Section 4, of the Constitution of the State of South Dakota.

19 The question being "Shall SB 136 pass, the veto of the Governor notwithstanding?"

20 And the roll being called:

21 Yeas 63, Nays 1, Excused 6, Absent 0

22 Yeas:

23 Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Craig; Cronin; Deutsch; DiSanto; Dryden;
24 Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Hagggar (Don); Harrison; Haugaard;
25 Hawks; Hawley; Heinemann (Leslie); Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex);
26 Johns; Kaiser; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey; Munsterman;
27 Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm; Ring; Romkema; Rounds;
28 Rozum; Russell; Schaefer; Schoenfish; Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson;
29 Verchio; Werner; Westra; Wiik; Wollmann; Zikmund; Speaker Wink

1 Nays:
2 Willadsen

3 Excused:
4 Bordeaux; Conzet; Killer; Mickelson; Rasmussen; Schoenbeck

5 So the bill having received an affirmative vote of a two-thirds majority of the members-
6 elect, the Speaker declared the bill passed, the veto of the Governor notwithstanding.

7 The following prayer was offered by Chaplain, Pastor Dan Bader:

8 Gracious God,

9 We give You thanks this day for the many blessings You have afforded us. We thank You
10 for these individuals; staff, aides, and elected officials, who have answered the call to serve the
11 people of South Dakota, this nation, and ultimately of Your world. It is through the work they
12 have committed themselves to doing and the real work that is yet to unfold and begin. We pray
13 Your blessing will continue to flow into the hearts and lives of the people who find their home
14 in this State which offers so much beauty and diversity.

15 God, though this legislative session is about to end, the great responsibilities of our elected
16 leadership and all of us truly never ends. We are all called to serve all of our brothers and sisters
17 with grace; seeking justice, honoring life, upholding freedoms, and allowing each of us to grow
18 into being the people You are calling us to be.

19 So Lord continue to offer Your blessing as You use our hands, hearts, and voices in service
20 to Your people. Amen.

21 Rep. Anderson moved that the House do now adjourn sine die, which motion prevailed and
22 at 11:54 a.m. the House adjourned.

23 Arlene Kvislen, Chief Clerk